



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Melissa D. Beebe, Heather L. Fenner, Kevin T. Jones  
Assignee: Dell Products L.P.  
Title: Automated Data Warehouse for Demand Fulfillment System  
Serial No.: 09/847,244 Filing Date: May 1, 2001  
Examiner: Elaine Gort Group Art Unit: 3627  
Docket No.: DC-02828 Customer No.: 33438

Austin, Texas  
March 6, 2006

COMMISSIONER FOR PATENTS  
PO BOX 1450  
ALEXANDRIA, VA 22313-1450

**TERMINAL DISCLAIMER TO OBVIATE A PROVISIONAL DOUBLE PATENTING  
REJECTION OVER PENDING APPLICATIONS**

Sir:

Petitioner, Dell Products LP., a Texas Limited Partnership having a place of business at One Dell Way, Round Rock, Texas is the owner of the entire interest in the instant application. Petitioner hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as presently shortened by any terminal disclaimer filed prior to the grant of any patent granted on pending Application Number 10/320,889, filed on December 16, 2003, and pending Application Number 09/774,330 filed on January 31, 2001 and on pending Application Number 10/172,306 filed on June 14, 2004.

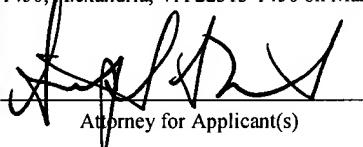
Petitioner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the second application are

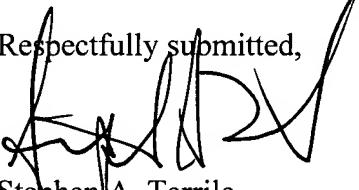
commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, Petitioner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of any patent granted on the second application, as shortened by any terminal disclaimer filed prior to the patent grant, in the event any such patent granted on the second application: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant.

In compliance with 37 C.F.R. § 1.20(d), the commissioner is authorized to charge any fee required to Deposit Account No. 502264 for this Terminal Disclaimer.

The undersigned represents that he is authorized to sign on behalf of Petitioner.

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: COMMISSIONER FOR PATENTS, P.O. Box 1450, Alexandria, VA 22313-1450 on March 6, 2006.	
	3/6/06
Attorney for Applicant(s)	Date of Signature

Respectfully submitted,  
  
Stephen A. Terrile  
Attorney for Applicant(s)  
Reg. No. 32,946